

# **EXHIBIT 3**

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Friedman, J.P., Richter, Saxe, Moskowitz, Kapnick, JJ.

2896-

2897 In re Manuel P. A.,  
Petitioner-Appellant,

-against-

Emilie B.,  
Respondent-Respondent.

J. Douglas Barics, Commack, for appellant.

Chemtob Moss & Forman, LLP, New York (Susan M. Moss of counsel),  
for respondent.

Kenneth M. Tuccillo, Hastings on Hudson, attorney for the child.

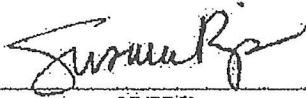
Appeal from order, Family Court, New York County (Adetokunbo O. Fasanya, J.), entered on or about January 21, 2016, to the extent it awarded \$33,701.50 of interim counsel fees to the respondent mother in the form of sanctions against the petitioner father, unanimously dismissed, without costs.

This appeal was improperly taken from a nondispositional Family Court order without leave of court (Family Ct Act § 1112; 22 NYCRR 600.3; CPLR 5512(a); *Matter of Lutfee M.*, 157 AD2d 604 [1st Dept 1990], lv denied 75 NY2d 710 [1990]). The father has presented no excuse for his failure to move for leave to appeal apart from being a pro se litigant at the time of the filing; nor has he presented any showing why any such motion should be

granted. Absent an explanation as to why he failed to follow the proper procedure or should be treated differently from any other litigant that falls within the general rule prohibiting an appeal from a nonfinal order in Family Court, the father's appeal is dismissed.

THIS CONSTITUTES THE DECISION AND ORDER  
OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT.

ENTERED: JANUARY 26, 2017

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on February 2, 2017.

PRESENT: Hon. David Friedman, Justice Presiding,  
Dianne T. Renwick  
Rosalyn H. Richter  
Karla Moskowitz  
Barbara R. Kapnick, Justices.

-----X  
Manuel P. A.,

Petitioner-Appellant,

-against-

Emilie B.,

Respondent-Respondent.  
-----X

**CONFIDENTIAL**

M-6300

Docket No. V-43839/13/13A

Petitioner-appellant having moved for leave to appeal to this Court from orders of the Family Court, New York County, entered on or about May 19, 2014 and September 23, 2016, respectively, and to stay enforcement of the order entered on May 19, 2014, and for other relief,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTER:

  
CLERK

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ORDER issued by First Department on March 10, 2017

DISPOSITION

Application for a stay of the Order dated January 15, 2016 is denied as moot, the Order no longer being in effect. Interim application for leave to appeal aforesaid order is submitted to a full Panel – briefing schedule to correspond with briefing schedule on the 12/8/2016 Order. All parties are expected to appear in Family Court on Monday, March 13, 2017 and Tuesday, March 14, 2017 for the hearing scheduled before the Hon. Adetokunbo O. Fasanya.

Signed /illegible/

Date 3/10/2017

Motion Date 4/3/2017

Opposition 3/7

Reply 4/3

ALL PAPERS TO BE SERVED PERSONALLY

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on June 6, 2017.

Present: Hon. Rolando T. Acosta,  
Angela M. Mazzarelli  
Sallie Manzanet-Daniels  
Troy K. Webber,

Presiding Justice,  
Justices.

-----X  
In the Matter of a Visitation Proceeding  
Under Article 6 of the Family Court Act.

Manuel P. A.,  
Petitioner,

-against-

Emilie B.,  
Respondent.

CONFIDENTIAL

M-1387

M-1324

M-1545

Docket Nos.

V-43839-13/13A

-----X  
Petitioner father having moved for leave to appeal to this Court from an interim order of a Justice of the Family Court, New York County, entered on or about January 15, 2016, and "all interim orders derivative therefrom," suspending visitation with subject child (M-1387),

And, petitioner father having moved for leave to appeal a corrected order appointing an attorney for subject child, entered on or about December 8, 2016, and for a stay of enforcement of same (M-1324),

And, petitioner-father having also moved for leave to appeal from a putative "sua sponte order", rendered from the bench on or about March 13, 2017, reappointing the attorney for the child, and staying enforcement of same (M-1545),

(M-1387/M-1324/M-1545)

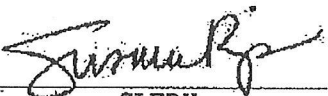
-2-

June 6, 2017

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon, it is

Ordered that the motions are all denied in their entirety (M-1387/M-1324/M-1545).

ENTERED:

  
CLERK



Tom, J.P., Friedman, Andrias, Gesmer, JJ.

5079 In re Manuel P. Asensio,  
[M-5298] Petitioner,

O.P. 124/17

-against-

Hon. Nancy M. Bannon,  
Respondent.

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Manuel P. Asensio, petitioner pro se.

John W. McConnell, New York (Pedro Morales of counsel), for  
respondent.

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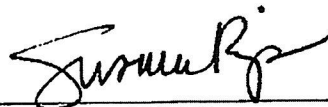
The above-named petitioner having presented an application  
to this Court praying for an order, pursuant to article 78 of the  
Civil Practice Law and Rules,

Now, upon reading and filing the papers in said proceeding,  
and due deliberation having been had thereon,

It is unanimously ordered that the application be and the  
same hereby is denied and the petition dismissed, without costs  
or disbursements.

THIS CONSTITUTES THE DECISION AND ORDER  
OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT.

ENTERED: NOVEMBER 28, 2017



CLERK



Tom, J.P., Friedman, Andrias, Gesmer, JJ.

5080 In re Manuel P. Asensio,  
[M-5381] Petitioner,

O.P. 125/17

-against-

Hon. Nancy M. Bannon,  
Respondent.

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Manuel P. Asensio, petitioner pro se.

John W. McConnell, New York (Pedro Morales of counsel), for  
respondent.

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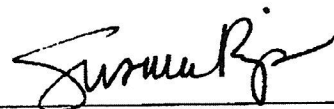
The above-named petitioner having presented an application  
to this Court praying for an order, pursuant to article 78 of the  
Civil Practice Law and Rules,

Now, upon reading and filing the papers in said proceeding,  
and due deliberation having been had thereon,

It is unanimously ordered that the application be and the  
same hereby is denied and the petition dismissed, without costs  
or disbursements.

THIS CONSTITUTES THE DECISION AND ORDER  
OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT.

ENTERED: NOVEMBER 28, 2017



CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 21, 2017.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Richard T. Andrias  
Judith J. Gische  
Cynthia S. Kern  
Anil C. Singh, Justices.

-----X  
Manuel P. Asensio,

Petitioner-Appellant,

-against-

Judge Adetokunbo Fasanya,  
Respondent-Respondent.

M-5134  
M-5136  
Index No. 155833/17

-----X  
Petitioner-appellant having moved, by separate motions, pursuant to CPLR 5704, for certain relief denied by a Justice of the Supreme Court, New York County, on or about September 20, 2017, and for a stay of all proceedings in connection with certain matters before the Family Court, New York County,

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motions are denied.

ENTERED:



DEPUTY CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 14, 2017.

Present - Hon. Dianne T. Renwick, Justice Presiding,  
Sallie Manzanet-Daniels  
Angela M. Mazzarelli  
Marcy L. Kahn  
Peter H. Moulton, Justices.

-----x  
In a Matter of a Proceeding for  
Custody/Visitation Under Article 6  
of the Family Court Act.

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Manuel P. A.,  
Petitioner,

**CONFIDENTIAL**

M-5039

Docket No. V-43839-13/13A

-against-

Emilie B.,  
Respondent.  
-----x

Petitioner having moved for leave to appeal to this Court from an interim order of the Family Court, New York County, entered on or about June 30, 2017, and for a stay of all proceedings pending hearing and determination of a pro se Article 78 proceeding petitioner has filed against a certain Family Court Judge,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied in its entirety.

ENTERED:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on December 21, 2017.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
Richard T. Andrias  
Judith J. Gische  
Cynthia S. Kern  
Anil C. Singh, Justices.

-----X  
Manuel P. Asensio,  
Petitioner-Appellant,

-against-

Judge Adetokunbo Fasanya,  
Respondent-Respondent.  
-----X

M-5134

M-5136

Index No. 155833/17

Petitioner-appellant having moved, by separate motions, pursuant to CPLR 5704, for certain relief denied by a Justice of the Supreme Court, New York County, on or about September 20, 2017, and for a stay of all proceedings in connection with certain matters before the Family Court, New York County,

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motions are denied.

ENTERED:



DEPUTY CLERK

Renwick, J.P., Manzanet-Daniels, Gische, Kahn, Singh, JJ.

5382 In re Manuel Asensio,  
[M-5856] Petitioner,

Ind 130/17

-against-

Hon. Lawrence J. Marks, etc.,  
Respondent.

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Manuel P. Asensio, petitioner pro se.

John W. McConnell, New York (Lee A. Alderstein of counsel), for  
respondent.

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The above-named petitioner having presented an application  
to this Court praying for an order, pursuant to article 78 of the  
Civil Practice Law and Rules,

Now, upon reading and filing the papers in said proceeding,  
and due deliberation having been had thereon,

It is unanimously ordered that the application be and the  
same hereby is denied and the petition dismissed, without costs  
or disbursements.

THIS CONSTITUTES THE DECISION AND ORDER  
OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT.

ENTERED: JANUARY 4, 2018



CLERK